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Family Mortgage Corporation No. 15
and Counterdefendant Eastern Savings Bank

E-FILED - 1/9/08

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN JOSE DIVISION)

FAMILY MORTGAGE CORPORATION NO. 15, a Maryland corporation,

Plaintiff,

v.

PERRY L. GREINER, an individual,

Defendant.

PERRY L. GREINER, an individual,

Counterclaimant,

v.

FAMILY MORTGAGE NO. 15, a Maryland Corporation, and EASTERN SAVINGS BANK, F.S.B.,

Counterdefendants.

Case No. C03 01380 RMW

**STIPULATION AND ORDER TO
CONTINUE PLAINTIFF AND
COUNTERDEFENDANT FAMILY
MORTGAGE CORPORATION NO. 15'S
AND COUNTERDEFENDANT
EASTERN SAVINGS BANK'S MOTION
TO: (1) FURTHER ENFORCE
SETTLEMENT AGREEMENT; AND (2)
OBTAIN INJUNCTION ENJOINING
STATE COURT ACTION**

Date: January 18, 2008

Time: 9:00 a.m.

Courtroom: Six
280 South First Street
San Jose, California

Judge: Ronald M. Whyte

Trial Date: October 18, 2004
[Settlement entered on record
on October 19, 2004]

Plaintiff/Counterdefendant Family Mortgage Corporation No. 15 and Counterdefendant Eastern Savings Bank (collectively referred to as "Family Mortgage"), through their counsel of record, and Defendant/Counterclaimant Perry L. Greiner ("Greiner"), through his counsel of record,

1 hereby stipulate as follows:

2 (1) The parties agree to continue the hearing on Family Mortgage's Motion to: (1) Further
3 Enforce Settlement Agreement; and (2) Obtain Injunction Enjoining State Court Action, which is
4 now scheduled for January 18, 2008, to February 22, 2008; and

5 (2) Greiner's opposition papers to the Motion are due by January 18, 2008, and Family
6 Mortgage's reply papers are due by January 25, 2008.

7 IT IS SO STIPULATED.

8 DATE: December 28, 2007

REHON & ROBERTS
A Professional Corporation

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11 By: Peter M. Rehon /s/
Peter M. Rehon
Mark V. Isola
Attorneys for Plaintiff/Counter-defendant
12 Family Mortgage Corporation No. 15 and Counter-
13 defendant Eastern Savings Bank
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15 DATE: December 28, 2007


ATWOOD, HAIMAN & WESTERBERG

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17 By: Eric Haiman /s/
Stanford H. Atwood, Jr., Esq.
Eric Haiman, Esq.
Attorneys for Defendant
18 Perry L. Greiner
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21 **ORDER**

22 PURSUANT TO STIPULATION OF THE PARTIES, IT IS ORDERED that the Motion to:
23 (1) Further Enforce Settlement Agreement; and (2) Obtain Injunction Enjoining State Court Action,
24 be rescheduled to February 22, 2008, at 9:00 a.m, with the briefing schedule set forth above.

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26 Dated: January 9, 2008


Honorable Ronald M. Whyte
27 UNITED STATES DISTRICT JUDGE
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